

January 8, 2007

UNITED STATES PATENT AND TRADEMARK OFFICE
2051 Jamieson Avenue
Suite 300
Alexandria, VA

Attn: Refund Department

Re: Deposit Account Number 150030



ATTORNEYS AT LAW
KATHLEEN A. MORSSBERGER
CONTROLLER
(703) 412-6494
KMORSSBERGER@OBLON.COM

Dear Sir or Madame:

Enclosed is a copy of a portion of our Deposit Account Statement of November 2006. Please review the highlighted charge on Serial Number 10/553,124, in the amount of \$1,150.00 on fee code #1202.

This charge is in error as the original application contained 28 Total Claims. The August 1, 2006 Preliminary Amendment increased the Total Number of Claims to 43. All of the fees associated with the original application and the Amendment were charged to our credit card as the attached fee sheets from the PTO file confirm.

Please note that we are entitled to an additional \$50.00 refund as the Highest Number of Previously Paid for Claims before the Preliminary Amendment was 28 not 27.

Please review this application and kindly refund \$1200.00 to deposit account number 150030. Copies of the appropriate paperwork are attached. If you have any questions, please contact Scott Lohr at (703) 412-6472. Thank you for your assistance.

Sincerely,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

A handwritten signature in black ink, appearing to read "Scott Lohr".

Scott Lohr

Enclosure: Deposit Account Statement

1940 DUKE STREET ■ ALEXANDRIA, VIRGINIA 22314 ■ U.S.A.
TELEPHONE: 703-413-3000 ■ FACSIMILE: 703-413-2220 ■ www.oblon.com

OBLON
SPIVAK
McCLELLAND
MAIER
&
NEUSTADT
P.C.

ATTORNEYS AT LAW

1940 DUKE STREET
ALEXANDRIA, VIRGINIA 22314
USA(703) 413-3000
(703) 413-2220 FACSIMILE
OBLONPAT@OBLON.COMPATENT, TRADEMARK AND COPYRIGHT LAW
AND RELATED FEDERAL AND ITC LITIGATION

WWW.OBLON.COM

FACSIMILE

PLEASE CALL US AT (703) 413-3000 IF THE MESSAGE YOU RECEIVE IS INCOMPLETE OR NOT LEGIBLE

TO	Office of Finance	DATE	1/8/2007
	NAME	NAME	571-273-6500
	USPTO	FAX #	
	COMPANY/FIRM		
	NUMBER OF PAGES INCLUDING COVER:	CONFIRM FAX:	<input type="checkbox"/> YES <input type="checkbox"/> NO
FROM	Scott Lohr	OUR REFERENCE	
	NAME		
	703-412-6472	YOUR REFERENCE	
	DIRECT PHONE #		

MESSAGE

Unless otherwise indicated or obvious from the nature of the transmittal, the information contained in this facsimile message is attorney privileged and confidential information intended for the use of the individual or entity named above. If the reader of this message is not the intended recipient or the employee or agent responsible to deliver it to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error or are not sure whether it is privileged, please immediately notify us by telephone and return the original message to us at the above address via the U.S. Postal Service at our expense. Thank You.



United States
Patent and
Trademark Office

Return to:
USPTO
Home
Page

Finance
Online
Shopping
Page

Deposit Account Statement

Requested Statement Month:

November 2006

Deposit Account Number:

150030
NORMAN F. OBLON

Name:

1940 DUKE STREET
ALEXANDRIA
VA
22314

Attention:

UNITED STATES

Address:

City:

State:

Zip:

Country:

DATE SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
11/01 19	11516759	295988US/KQU	8007	\$40.00	\$27,456.71
11/01 8	11362795	286696US CONT	1202	\$550.00	\$26,906.71
11/01 20	10323833	232130US-30	1201	\$200.00	\$26,706.71
11/01 1	10952743	259722US3RD	1808	\$180.00	\$26,526.71
11/01 1	10890180	256968US2CRL	1203	\$360.00	\$26,166.71
11/01 86	PAYMENT		9203	-\$10,000.00	\$36,166.71
11/02 18	09869295	210375US2PCT	1401	\$500.00	\$35,666.71
11/02 114	1160492		8504	\$30.00	\$35,636.71
11/02 1	10657278	242610US2SRD	1806	\$180.00	\$35,456.71
11/02 67	11018226	263759US0	1806	-\$180.00	\$35,636.71
11/02 68	11018226	263759US0	1806	\$180.00	\$35,456.71
11/02 69	10814247	251230US2	1806	-\$180.00	\$35,636.71
11/03 17	09889023	460101-02844	1201	-\$200.00	\$35,836.71
11/03 4	10338835	232627US2	1806	\$180.00	\$35,666.71
11/06 84	10681345	243569US3	8001	\$30.00	\$35,626.71
11/06 1	10553124	279689US0XPCT	1202	\$1,150.00	\$34,476.71
11/06 1	11018226	263759US0	1202	-\$800.00	\$35,276.71
11/06 3	10325755	232090US2S	1251	-\$120.00	\$35,396.71
11/06 4	10435564	012880-004	1251	-\$120.00	\$35,516.71
11/06 128	0180250062	274415US/MZ	8013	\$25.00	\$35,491.71
11/06 150	60734752	281099US/KQU	8007	\$60.00	\$35,431.71
11/06 9	10577928	282602US8X PCT	1615	\$50.00	\$35,381.71
11/07 11	60775780	286733US/KQU	8007	\$60.00	\$35,321.71
11/07 17	09311148	5244-0092-2	1806	-\$180.00	\$35,501.71
11/08 34	60775789	286732US/KQU	8007	\$60.00	\$35,441.71
11/08 3	11482834	292693US0X CONT	1202	-\$250.00	\$35,691.71
11/08 5	11482834	292593US0XCONT	1202	\$200.00	\$35,491.71

Docket No. 279689US0X PCT
 IN RE APPLICATION OF: Noboru ENDO, et al.
 SERIAL NO: 10/553,124
 FILED: October 14, 2005
 FOR: GENE CAPABLE OF IMPARTING SALT STRESS RESISTANCE

COMMISSIONER FOR PATENTS
 ALEXANDRIA, VIRGINIA 22313



1AP7 Rec'd PCT/USPTO 01 AUG 2006

SIR:
 Transmitted herewith is a Preliminary Amendment Statement in the above-identified application.

No additional fee is required
 Small entity status of this application under 37 C.F.R. §1.9 and §1.27 is claimed.
 Additional documents filed herewith: Return Copy - Notice to Comply
 Substitute Sequence Listing and Computer-Readable Form (CRF)

The Fee has been calculated as shown below:

CLAIMS	CLAIMS REMAINING		HIGHEST NUMBER PREVIOUSLY PAID	NO. EXTRA CLAIMS	RATE	CALCULATIONS
TOTAL	43	MINUS	27	16	x \$50 =	\$800.00
INDEPENDENT	2	MINUS	1	0	x \$200 =	\$0.00
APPLICATION SIZE		MINUS	100	(each addtl. 50 sheets)	x \$250 =	\$0.00
				<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS	+ \$360 =	\$0.00
						TOTAL OF ABOVE CALCULATIONS \$800.00
				<input type="checkbox"/> Reduction by 50% for filing by Small Entity		\$0.00
						TOTAL \$800.00

A check in the amount of \$800.00 is attached.
 Credit card payment form is attached to cover the fees in the amount of \$800.00
 Please charge any additional fees for the papers being filed herewith and for which no check or credit card payment is enclosed herewith, or credit any overpayment to deposit Account No. 15-0030. A duplicate copy of this sheet is enclosed.
 If these papers are not considered timely filed by the Patent and Trademark Office, then a petition is hereby made under 37 C.F.R. §1.136, and any additional fees required under 37 C.F.R. §1.136 for any necessary extension of time may be charged to Deposit Account No. 15-0030. A duplicate copy of this sheet is enclosed.

08/04/2006 GFREY1 00000087 10553124
 01 FC:1615 800.00 OP

Customer Number

22850

Tel. (703) 413-3000
 Fax (703) 413-2220
 (OSMMN 05/03)

OBLON, SPIVAK, McCLELLAND,
 MAIER & NEUSTADT, P.C.


 Stephen G. Baxter
 Registration No. 32,884

Vincent K. Shier, Ph.D.
 Registration No. 50,552

PATENT APPLICATION FEE DETERMINATION RECORD					Application or Docket Number 10/553, 124
Effective December 8, 2004					
CLAIMS AS FILED - PART I					SMALL ENTITY TYPE <input type="checkbox"/> OR OTHER THAN SMALL ENTITY
(Column 1)		(Column 2)		(Column 3)	
U.S. NATIONAL STAGE FEES					
BASIC FEE		SMALL ENT. = \$ 150	LARGE ENT. = \$ 300		
EXAMINATION FEE		Satisfies PCT Article 33(1) --(4) a. \$ 50 / \$ 100	All other situations = \$ 100 / \$ 200		
SEARCH FEE		U.S. & USA = \$ 50 / \$ 100 ALL other countries = \$ 200 / \$ 400	All other situations = \$ 250 / \$ 500		
FEE FOR EXTRA SPEC. PGS.		minus 100 =	150 =		
TOTAL CHARGEABLE CLAIMS		28 minus 20 =	8		
INDEPENDENT CLAIMS		2 minus 3 =	1		
MULTIPLE DEPENDENT CLAIM PRESENT		<input checked="" type="checkbox"/>			
* If the difference in column 1 is less than zero, enter "0" in column 2					
CLAIMS AS AMENDED - PART II					SMALL ENTITY OR OTHER THAN SMALL ENTITY
(Column 1)		(Column 2)		(Column 3)	
AMENDMENT A	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	
	Total	•	Minus	••	=
	Independent	•	Minus	•••	=
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM				<input type="checkbox"/>	
AMENDMENT B	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	
	Total	•	Minus	••	=
	Independent	•	Minus	•••	=
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM				<input type="checkbox"/>	
<ul style="list-style-type: none"> • If the entry in column 1 is less than the entry in column 2, write "0" in column 3. • If the "Highest Number Previously Paid For" in THIS SPACE is less than 10, enter "0". •• If the "Highest Number Previously Paid For" in THIS SPACE is less than 7, enter "3". ••• If the "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1, the "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1. 					

BEST AVAILABLE COPY

JAN. 8. 2007 2:53PM OBLON SPIVAK

NO. 924 P. 6

PATENT APPLICATION SERIAL NO. 10/553,124

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE
FEES RECORD SHEET

BEST AVAILABLE COPY

10/24/2005 FREYI 0000063 10553124

01 FC:1631 300.00 EP
02 FC:1633 200.00 EP
03 FC:1642 300.00 EP
04 FC:1615 350.00 DP
05 FC:1616 350.00 DP

PTO-1556
(5/87)

06/01/2006 AJCHNS02-03030004 158830 10553124
01 FC:1615 58.00 DA

MULTIPLE DEPENDENT CLAIM FEE CALCULATION SHEET (FOR USE WITH FORM PTO-875)						SERIAL NO. 10/553,124	FILED DATE				
CLAIMS						APPLICATOR					
	AS FILED		AFTER 1st AMENDMENT		AFTER 2nd AMENDMENT		AS FILED	AFTER 1st AMENDMENT		AFTER 2nd AMENDMENT	
	IND.	DEP.	IND.	DEP.	IND.	DEP.		IND.	DEP.	IND.	DEP.
1							51				
2							52				
3		2					53				
4		1					54				
5		1					55				
6		1					56				
7		1					57				
8		1					58				
9		1					59				
10		1					60				
11		2					61				
12		2					62				
13		2					63				
14		2					64				
15		2					65				
16		2					66				
17		2					67				
18		1					68				
19							69				
20							70				
21							71				
22							72				
23							73				
24							74				
25							75				
26							76				
27							77				
28							78				
29							79				
30							80				
31							81				
32							82				
33							83				
34							84				
35							85				
36							86				
37							87				
38							88				
39							89				
40							90				
41							91				
42							92				
43							93				
44							94				
45							95				
46							96				
47							97				
48							98				
49							99				
50							100				
TOTAL 1st FILED	2						TOTAL 1st FILED	2			
TOTAL DEP.	26	←		←		←	TOTAL DEP.	2	←		←
TOTAL CLAIMS	28	████████	████████	████████	████████	████████	TOTAL CLAIMS	2	████████	████████	████████

PTO-1369 (REV. 9-97)

U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

BEST AVAILABLE COPY

JAN. 8. 2007 2:53PM OBLON SPIVAK

Not sure why NO. 924 F.P. 8-

PTO/SB/08 (07-03)

Approved for use through 1/31/2007. OMB 0651-0032
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PATENT APPLICATION FEE DETERMINATION RECORD Substitute for Form PTO-875		Application or Docket Number 10/553,124	Filing Date 10/14/2005	<input type="checkbox"/> To be Mailed
---	--	--	---------------------------	---------------------------------------

APPLICATION AS FILED - PART I

(Column 1)

(Column 2)

OTHER THAN
SMALL ENTITY

FOR	NUMBER FILED	NUMBER EXTRA	SMALL ENTITY	OR	OTHER THAN SMALL ENTITY	
<input type="checkbox"/> BASIC FEE (37 CFR 1.16(a), (b), or (c))	N/A	N/A	<input type="checkbox"/> RATE (\$)	<input type="checkbox"/> FEE (\$)	<input type="checkbox"/> RATE (\$)	<input type="checkbox"/> FEE (\$)
<input type="checkbox"/> SEARCH FEE (37 CFR 1.16(b), (l), or (m))	N/A	N/A	N/A	N/A	N/A	N/A
<input type="checkbox"/> EXAMINATION FEE (37 CFR 1.16(b), (l), or (m))	N/A	N/A	N/A	N/A	N/A	N/A
TOTAL CLAIMS (37 CFR 1.16(l))	43 minus 20 =	23	X 5 =		X 550 =	1150
INDEPENDENT CLAIMS (37 CFR 1.16(h))	2 minus 3 =	0	X 5 =		X 200 =	0
<input type="checkbox"/> APPLICATION SIZE FEE (37 CFR 1.16(s))	If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(e)(1)(G) and 37 CFR 1.16(s).					
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIM PRESENT (37 CFR 1.16(l))			TOTAL			TOTAL

* If the difference in column 1 is less than zero, enter "0" in column 2.

APPLICATION AS AMENDED - PART II

(Column 1)

(Column 2)

(Column 3)

OTHER THAN
SMALL ENTITY

AMENDMENT	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	SMALL ENTITY	OR	OTHER THAN SMALL ENTITY	
Total (or CPT 1.16(l))	-	Minus	---	<input type="checkbox"/> RATE (\$)	<input type="checkbox"/> ADDITIONAL FEE (\$)	<input type="checkbox"/> RATE (\$)	<input type="checkbox"/> ADDITIONAL FEE (\$)
Independent (or (37 CFR 1.16(h)))	-	Minus	---	X 5 =		X 5 =	
<input type="checkbox"/> Application Size Fee (37 CFR 1.16(s))				X 5 =		X 5 =	
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(l))							
				TOTAL AD'L FEE		OR	TOTAL AD'L FEE

(Column 1)

(Column 2)

(Column 3)

AMENDMENT	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	SMALL ENTITY	OR	OTHER THAN SMALL ENTITY	
Total (or CPT 1.16(l))	-	Minus	---	<input type="checkbox"/> RATE (\$)	<input type="checkbox"/> ADDITIONAL FEE (\$)	<input type="checkbox"/> RATE (\$)	<input type="checkbox"/> ADDITIONAL FEE (\$)
Independent (or (37 CFR 1.16(h)))	-	Minus	---	X 5 =		X 5 =	
<input type="checkbox"/> Application Size Fee (37 CFR 1.16(s))				X 5 =		X 5 =	
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(l))							
				TOTAL AD'L FEE		OR	TOTAL AD'L FEE

* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.

* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20".

*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3".

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.

This collection of information is required by 37 CFR 1.16. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing this form, call 1-800-PTO-8199 and select option 2.

Legal Instrument Examiner:
peggy s. yarborough

Document code: WFEE

United States Patent and Trademark Office
Sales Receipt for Accounting Date: 11/06/2006

PYARBORO SALE #00000001 Mailroom Dt: 08/01/2006 150030 10553124
01 FC:1202 1,150.00 DA

Adjustment date: 01/23/2007 ZJUHAR1
11/06/2006 PYARBORO 00000001 150030 10553124
01 FC:1202 1150.00 CR